

REMARKS

Applicants have considered the Examiner's comments set forth in the Office Action of October 2, 2009, but the preliminary amendment filed on October 23, 2008 was not considered.

The Office Action

The Office Action rejected claims 1-6, 9 and 10 under 35 U.S.C. § 103 as being unpatentable over CN 1215503A in view of US 2002/0093023.

The Office Action rejected claims 7 and 8 under 35 U.S.C. § 103 as being unpatentable over CN 1215503A in view of US 2002/0093023 and CN 1262528.

Preliminary Amendment

On October 23, 2008, a preliminary amendment was filed amending claims 1, 6 and 7, cancelling claims 9 and 10, and adding claims 11-20. This preliminary amendment appears on the PAIR database. Nonetheless, the October 2, 2009 office action comments on original claims 1-10. Consequently, Applicants respectfully request withdrawal of the above noted rejections and consideration of the appropriate claims.

Rejections under 35 U.S.C. § 103 – Claims 1-6, 9 and 10

The Office Action rejected claims 1-6, 9 and 10 under 35 U.S.C. § 103 as being unpatentable over CN 1215503A in view of US 2002/0093023.

Claim 1 of the preliminary amendment recites removing at least some of the growth substrate from the device die by laser lift-off. Applicants respectfully submit that the cited art fails to teach and/or suggest the subject feature, whereby withdrawal of the rejection of the subject claim is respectfully requested.

Claim 6 recites removing substantially the entire portion of the growth substrate from the device die by laser lift-off employing an excimer laser. Applicants respectfully submit that the cited art fails to teach and/or suggest the subject feature, whereby withdrawal of the rejection of the subject claim is respectfully requested.

Claims 9 and 10 have been cancelled in the preliminary amendment, whereby withdrawal of the rejections of the subject claims is respectfully requested.

Rejections under 35 U.S.C. § 103 – Claims 7 and 8

The Office Action rejected claims 7 and 8 under 35 U.S.C. § 103 as being unpatentable over CN 1215503A in view of US 2002/0093023 and CN 1262528.

Claim 7 of the preliminary amendment recites wherein step (e) comprises removing substantially the entire portion of the growth substrate from the device die by laser life-off employing an excimer laser. Applicants respectfully submit that the cited art fails to teach and/or suggest the subject feature, whereby withdrawal of the rejection of the subject claim is respectfully requested.

CONCLUSION

For the reasons detailed above, it is respectfully submitted all claims remaining in the application (Claims 1-8 and 11-20) are now in condition for allowance.

Respectfully submitted,

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